

REMARKS

Claims Listing

Claim	Statue		Claim	Status
1	Currently Amended		15-18	Original
2	Original		19	Previously Presented
3-4	Canceled		20	Canceled
5-6	Currently Amended		21-22	Currently Amended
7-8	Canceled		23-25	Canceled
9-10	Currently Amended		26-27	Original
11-14	Canceled		28	Withdrawn
			29-28	Canceled

Prior to the entry of this amendment Claims 1-2, 5-7, 9-19, 21-22, 26-28, and 37 were pending in the application. Claims 2, 15-18, and 26-27 remain in their original form, Claims 1, 5-6, 9-10, 15-18, and 21-22 are hereby amended, and Claims 7, 11-14, and 37 have been canceled without prejudice to their assertion in continuation applications. Claims 3-4, 8, 20, 23-25, 29-36, and 38 were canceled by previous amendment. Upon entry of the present amendment Claims 1-2, 5-6, 9-10, 15-19, 21-22, and 26-28 will be pending in the application.

Claims have been amended or canceled to remove non-elected subject matter.

All pending claims read on elected group III.

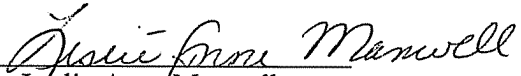
Applicants have elected Group III with traverse and requested rejoinder of Group IV. Groups III and IV differ by the placement of a Nitrogen in the 5-membered ring. The compounds of Group III and Group IV are in the same Class/ subclass, e.g. 514/249. Searching two bicyclic cores that differ only by the placement of a single nitrogen in one ring places no additional burden on the Examiner over searching only one of the bicyclic cores. The search of both cores containing a 5-membered ring with three nitrogen atoms can be completed using single query structure. Additionally applicants traverse the Examiners restriction of R₅ to a single group – propyl. Applicants now claim C₁-C₆alkyl at this position. Searching all C₁-C₆alkyl at R₅ poses no additional burden on the Examiner and may be accomplished using the same using the same query structure.

Consideration and allowance of the claims is respectfully requested in view of the above amendments.

If there are any additional charges with respect to this Amendment or otherwise, please charge them to Deposit Account No. 06-1130 maintained by Applicants' attorneys.

Date: May 2, 2008
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Respectfully submitted,

by 
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